

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

KEVIN PECK,

Plaintiff,

V.

**GORDO POLICE DEPARTMENT,
et al.,**

Defendants.

Case No.: 7:24-cv-233-LCB-JHE

ORDER


On June 11, 2024, U.S. Magistrate Judge John H. England, III, issued a Report and Recommendation in accordance with [28 U.S.C. § 636\(b\)\(1\)](#) recommending that the Court dismiss this action without prejudice for failure to prosecute. (Doc. 10). No party has objected to the Report and Recommendation.

If a party objects to a portion of a Magistrate Judge's report or proposed findings or recommendations, the district court must review *de novo* those portions of the report to which the party has specifically objected. [28 U.S.C. § 636\(b\)\(1\)](#); [FED. R. CIV. P. 72\(b\)](#). Unchallenged portions of a Magistrate Judge's report are reviewed for clear error. *Haywood v. Green*, Case No. 1:21-cv-01112-LCB-HNJ, 2023 WL 6303027, at *1 (N.D. Ala. Sept. 27, 2023). The district court may, in its review, "accept, reject, or modify, in whole or in part," the Magistrate Judge's findings or recommendations. [28 U.S.C. § 636\(b\)\(1\)\(C\)](#).

Having reviewed the proposed findings and recommendations for clear error, the Court concludes that the Magistrate Judge's Report and Recommendation (Doc. 10) should be **ACCEPTED** and hereby **ADOPTS** it as the findings of the Court. The case is therefore **DISMISSED WITHOUT PREJUDICE**.

The Clerk of Court is **DIRECTED** to close the case.

DONE and **ORDERED** this July 11, 2024.



LILES C. BURKE
UNITED STATES DISTRICT JUDGE